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Attorneys for Plaintiff  
9 UNITED STATES OF AMERICA

10 UNITED STATES DISTRICT COURT

11 FOR THE CENTRAL DISTRICT OF CALIFORNIA

12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 DERRICK PATTERSON,  
aka "11in,"  
16 aka "11-inches,"  
aka "11-inches Hung,"  
17

18 Defendant.

No. 2:22-CR-00155-JFW

STIPULATION REGARDING REQUEST FOR  
(1) CONTINUANCE OF TRIAL DATE AND  
(2) FINDINGS OF EXCLUDABLE TIME  
PERIODS PURSUANT TO SPEEDY TRIAL  
ACT

**CURRENT TRIAL DATE:**  
June 21, 2022

**PROPOSED TRIAL DATE:**  
October 25, 2022

20  
21 Plaintiff United States of America, by and through its counsel  
22 of record, the United States Attorney for the Central District of  
23 California and Assistant United States Attorney Jeremiah Levine, and  
24 defendant DERRICK PATTERSON ("defendants"), both individually and by  
25 and through his counsel of record, Adithya Mani, hereby stipulate as  
26 follows:

27 1. The indictment in this case was filed on April 19, 2022.  
28 Defendant first appeared before a judicial officer of the court in

1 which the charges in this case were pending on April 5, 2022. The  
2 Speedy Trial Act, 18 U.S.C. § 3161, originally required that the  
3 trial commence on or before June 28, 2022.

4 2. On April 25, 2022, the Court set a trial date of June 21,  
5 2022.

6 3. Defendant is detained pending trial. The parties estimate  
7 that the government's case in chief in this matter will last  
8 approximately three days.

9 4. By this stipulation, defendant moves to continue the trial  
10 date to October 25, 2022, and related deadlines to the following  
11 dates:

- 12 • Last day for pretrial motions: September 2, 2022;
- 13 • Last day for oppositions to pretrial motions: September 16,  
14 2022;
- 15 • Last day for replies in support of pretrial motions: September  
16 23, 2022;
- 17 • Pretrial conference and motions hearing: October 7, 2022.

18 5. This is the first request for a continuance.

19 6. Defendant requests the continuance based upon the following  
20 facts, which the parties believe demonstrate good cause to support  
21 the appropriate findings under the Speedy Trial Act.

22 7. Defendant is charged with violations of 18 U.S.C.  
23 § 1951(a), Hobbs Act Robbery; 18 U.S.C. § 1344, Bank Fraud; and 18  
24 U.S.C. § 1028A, Aggravated Identity Theft. The government produced  
25 approximately 1,800 pages and other files of discovery to the defense  
26 between April 20, 2022, and May 3, 2022. The discovery consisted of  
27 video and audio recordings, as well as reports and images.

28 8. Counsel for defendant has the following conflicts:

1           a.    U.S. v. Stewart (22-CR-028-JAK): Jury Trial Jun. 14,  
2 2022: multi-defendant Hobbs Act robbery case estimated to last 4-6  
3 days;

4           b.    U.S. v. Richard Gutierrez (21-CR-454-JAK): Jury Trial  
5 Jun. 28, 2022: multi-defendant conspiracy and possession with intent  
6 to distribute methamphetamine case estimated to last 2-3 days;

7           c.    U.S. v. Santillan Valencia (21-CR-588-JFW): Jury Trial  
8 Aug. 2, 2022: multi-defendant exportation of firearms case estimated  
9 to last one week;

10          d.    U.S. v. Contreras (18-CR-321-PSG): Jury Trial Aug. 4,  
11 2022: possession with intent to distribute methamphetamine case  
12 estimated to last 2-3 days;

13          e.    U.S. v. Arias (21-CR-181-DMG): Jury Trial Sept. 6,  
14 2022: possession and distribution of child pornography case estimated  
15 to last 2 days;

16          f.    U.S. v. Barnett (22-CR-105-ODW): Jury Trial Sept. 13,  
17 2022: multi-defendant conspiracy and felon-in-possession of firearm  
18 case estimated to last 2-3 days;

19          g.    U.S. v. Spencer (22-CR-095-FLA): Jury Trial Oct. 18,  
20 2022: felon-in-possession of firearm case estimated to last 2-3  
21 days.

22          9.    Accordingly, counsel for defendant represents that he is  
23 not available and will not have the time that he believes is  
24 necessary to prepare to try this case on the current trial date.

25          10.   In light of the foregoing, counsel for defendant also  
26 represents that additional time is necessary to confer with  
27 defendant, conduct and complete an independent investigation of the  
28 case, conduct and complete additional legal research including for

1 potential pre-trial motions, review the discovery and potential  
2 evidence in the case, and prepare for trial in the event that a  
3 pretrial resolution does not occur. Defense counsel represents that  
4 failure to grant the continuance would deny him reasonable time  
5 necessary for effective preparation, taking into account the exercise  
6 of due diligence.

7 a. Defendant believes that failure to grant the  
8 continuance will deny him continuity of counsel and adequate  
9 representation.

10 b. The government does not object to the continuance.

11 c. The requested continuance is not based on congestion  
12 of the Court's calendar, lack of diligent preparation on the part of  
13 the attorneys for the government or the defense, or failure on the  
14 part of the attorneys for the Government to obtain available  
15 witnesses.

16 11. For purposes of computing the date under the Speedy Trial  
17 Act by which defendant's trial must commence, the parties agree that  
18 the time period of May 9, 2022, to October 25, 2022, inclusive,  
19 should be excluded pursuant to 18 U.S.C. §§ 3161(h)(7)(A),  
20 (h)(7)(B)(i) and (h)(7)(B)(iv) because the delay results from a  
21 continuance granted by the Court at defendant's request, without  
22 government objection, on the basis of the Court's finding that: (i)  
23 the ends of justice served by the continuance outweigh the best  
24 interest of the public and defendant in a speedy trial; (ii) failure  
25 to grant the continuance would be likely to make a continuation of  
26 the proceeding impossible, or result in a miscarriage of justice; and  
27 (iii) failure to grant the continuance would unreasonably deny  
28 defendant continuity of counsel and would deny defense counsel the

1 reasonable time necessary for effective preparation, taking into  
2 account the exercise of due diligence.

3 12. Nothing in this stipulation shall preclude a finding that  
4 other provisions of the Speedy Trial Act dictate that additional time  
5 periods be excluded from the period within which trial must commence.  
6 Moreover, the same provisions and/or other provisions of the Speedy  
7 Trial Act may in the future authorize the exclusion of additional  
8 time periods from the period within which trial must commence.

9  
10 IT IS SO STIPULATED.

11 Dated: May 6, 2022

Respectfully submitted,

12 TRACY L. WILKISON  
13 United States Attorney

14 SCOTT M. GARRINGER  
15 Assistant United States Attorney  
Chief, Criminal Division

16 /s/ Jeremiah Levine  
17 JEREMIAH LEVINE  
Assistant United States Attorneys

18 Attorneys for Plaintiff  
19 UNITED STATES OF AMERICA  
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1 I am Derrick Patterson's attorney. I have carefully discussed  
2 every part of this stipulation and the continuance of the trial date  
3 with my client. I have fully informed my client of his Speedy Trial  
4 rights. To my knowledge, my client understands those rights and  
5 agrees to waive them. I believe that my client's decision to give up  
6 the right to be brought to trial earlier than October 25, 2022, is an  
7 informed and voluntary one.

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9 \_\_\_\_\_  
ADITHYA MANI  
Attorney for Defendant  
10 Derrick Patterson  
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\_\_\_\_\_  
DATE

12 I have read this stipulation and have carefully discussed it  
13 with my attorney. I understand my Speedy Trial rights. I voluntarily  
14 agree to the continuance of the trial date, and give up my right to  
15 be brought to trial earlier than October 25, 2022. I understand that  
16 I will be ordered to appear in Courtroom 7A of the Federal  
17 Courthouse, 350 W. 1st Street, Los Angeles, California on October 25,  
18 2022, at 9:00 AM.

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DERRICK PATTERSON  
Defendant  
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DATE